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Amdt. Trans.
PATENT

Our File No.: A33403-PCT-USA-A - 072865.0114

Date: February 14, 2001

IN-THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Potter et al.

Serial No. : 09/633,697 Examiner :

Filed : August 7, 2000 Art Unit : 1621

For : HYDROXYLATION DRUG RELEASE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

1. ☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
2. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
3. ☐ No additional fee is required.

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on February 14.

Attorney Name Marta E. Delsignore

Registration No. 32,689

Signature

Marta E. Delsignore

Date of Signature February 14, 2001



The fee has been calculated as shown below:

		Claims remaining after amendt. (Col. 1)	Highest No. Prev. Paid for (Col. 2)		Present extra (Col. 3)	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
						<u>RATE</u>	<u>FEE</u>	<u>or</u>	<u>RATE</u>	<u>FEE</u>
Total	*	35	Minus **20	=	15	x 9 =	\$135	<u>or</u>	x 18 =	
Ind.	*	6	Minus ***3	=	3	x 40 =	\$120	<u>or</u>	x 80 =	
() First Presentation of Multiple Dependent Claim						+ 135 =	\$135	<u>or</u>	+ 270 =	
TOTAL ADDITIONAL FEE						=	\$390	<u>or</u>	TOTAL =	

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. prev. paid for" in this space is less than 20, write "20" in this space.

*** If the "Highest No. prev. paid for" in this space is less than 3, write "3" in this space.

4.(a) ☐ An Extension of Time to respond to the PTO communication dated _____ is hereby requested. The required fee, indicated below, is enclosed herewith.

Extension for response (check only one):

	<u>SMALL ENTITY</u>		<u>OTHER THAN A SMALL ENTITY</u>	
Within first month	<input type="checkbox"/>	\$ 55	<input type="checkbox"/>	\$ 110
Within second month	<input type="checkbox"/>	195	<input type="checkbox"/>	390
Within third month	<input type="checkbox"/>	445	<input type="checkbox"/>	890
Within fourth month	<input type="checkbox"/>	695	<input type="checkbox"/>	1,390

(check and complete the next item, if applicable)

☐ An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____.

or

(b) ☐ In the event that an extension of time is required, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

5. ☐ Please charge our Deposit Account No. 02-4377 in the amount of \$. Two copies of this sheet are enclosed.

6. ☒ A check in the amount of \$390.00 is attached.

7. [X]

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 and/or 37 CFR 1.17 associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

BAKER BOTTS L.L.P.

By Marta E. Delsignore
Marta E. Delsignore

PTO Registration No. 32,689

Enclosures



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Potter et al.
Serial No. : 09/633,697 Examiner:
Filed : August 7, 2000 Group Art Unit: 1621
For : HYDROXLATION DRUG RELEASE

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PRELIMINARY AMENDMENT

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231

February 14, 2001
Date of Deposit

Marta E. Delsignore
Attorney Name

32,689
PTO Registration No.

Marta E. Delsignore
Signature

February 14, 2001
Date of Signature

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Preliminary to Examination, please amend the above-identified patent application

as follows:

02/20/2001 MAHED1 00000013 09633697

01 FC:203	135.00 OP
02 FC:202	120.00 OP
03 FC:204	135.00 OP

IN THE CLAIMS

Please cancel claim 1 without prejudice and add the following claims: